

IN THE CLAIMS

Please amend the claims as follows:

Claim 1 (Currently Amended): A disk recording and reproducing device,
comprising:

a slide member which is slidably driven by a drive unit through a rack to convey a disk in a horizontal direction from a disk ejecting position and thereafter lower the disk vertically and position the disk in a disk writing/reading position in which information can be written on and read from the disk by an optical pickup, said slide member has a switch trigger, and said disk recording and reproducing device has a detecting unit on a chassis thereof for being electrically detected by said switch trigger, said detecting unit is configured to detect a disk standby position which is between said disk writing/reading position and said disk ejecting position, and, in a standby mode, the disk is moved and placed at said disk standby position based on the detection of the disk, said disk is stopped in said disk standby position on upward movement thereof by the disk recording and reproducing device while said disk is conveyed from said disk writing/reading position toward said disk ejecting position

wherein, in said disk standby position a surface of the disk is spaced from an objective lens by a distance to prevent said objective lens from contacting the surface of said disk even when said objective lens is moved in a movable range thereof.

Claims 2-3 (Canceled).

Claim 4 (Currently Amended): The disk recording and reproducing device according to claim 1, wherein said detecting unit has a pair of switches which turn on/off according to a position of said switch trigger of said slide member and detects the disk ejecting position,

said disk writing/reading position, and said disk standby position based on a combination of the turning on and off of ~~a pair~~ of said pair of switches.

Claim 5 (Previously Presented): The disk recording and reproducing device according to claim 1, wherein said disk is a cartridge-type disk.

Claim 6 (New): The disk recording and reproducing device according to claim 1, said slide member further comprising horizontal and vertical guide grooves that jointly form substantially L-shaped guide grooves, wherein said disk is stopped in said disk standby position on upward movement thereof with said disk oriented in a vertical direction.